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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR04-178-MJP  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 JOSHUA LEE COLLIER, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
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14 An initial hearing on supervised release revocation in this case was scheduled before me  
15 on June 16, 2010. The United States was represented by AUSA Steve Masada and the defendant  
16 by Terrence Kellogg. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about September 9, 2005 by the Honorable Marsha  
18 J. Pechman on charges of Conspiracy to Distribute Cocaine; Distribution of Cocaine; and  
19 Conspiracy to Manufacture Marijuana, and sentenced to 60 months custody on each count (to run  
20 concurrently), five years supervised release. (Dkt. 146.)

21 The conditions of supervised release included the standard conditions plus the  
22 requirements that defendant be prohibited from possessing a firearm, submit to drug testing,

01 participate in a substance abuse program, abstain from alcohol, submit to search, provide his  
02 probation officer with financial information as requested, not be employed by friends, relatives,  
03 associates or persons previously known to the defendant unless pre-approved, not work for cash,  
04 provide regular pay stubs to his probation officer, and disclose all business interests.

05 In an application dated June 8, 2010 (Dkt. 178-79), U.S. Probation Officer Jennifer Van  
06 Flandern alleged the following violations of the conditions of supervised release:

07 1. Failing to submit a written report to the U.S. Probation Office within the first five  
08 days of April, May, and June 2010, in violation of standard condition number 2.

09 2. Failing to report to the probation office on April 29 and June 1, 2010, in violation  
10 of standard condition number 2.

11 Defendant was advised in full as to those charges and as to his constitutional rights.

12 Defendant admitted alleged violation one and waived any evidentiary hearing as to  
13 whether it occurred. Defendant denied alleged violation two and requested an evidentiary hearing  
14 before Judge Pechman.

15 I therefore recommend the Court find defendant violated his supervised release as alleged  
16 in violation one, and that the Court conduct a hearing on the disposition of that violation, as well  
17 as an evidentiary hearing on violation two. The next hearing will be set before Judge Pechman.

18 Pending a final determination by the Court, defendant has been released on the conditions  
19 of supervision.

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01 DATED this 16th day of June, 2010.

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03 Mary Alice Theiler  
04 United States Magistrate Judge

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06 cc: District Judge: Honorable Marsha J. Pechman  
07 AUSA: Steve Masada  
08 Defendant's attorney: Terrence Kellogg  
09 Probation officer: Jennifer Van Flandern  
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